


DRC
9-18-06

Application Number 	Application/Control No. 10/723,707	Applicant(s)/Patent under Reexamination RODGERS, ROBERT E.
Document Code - DISQ		Internal Document – DO NOT MAIL

TERMINAL DISCLAIMER	<input checked="" type="checkbox"/> APPROVED	<input type="checkbox"/> DISAPPROVED
Date Filed : 09/14/06	This patent is subject to a Terminal Disclaimer	

Approved/Disapproved by:
Filing Date was Corrected on 9/18/06 for S.N. 10/722,622, which is referenced in this T.D. T.D. NOW APPROVED -- JH -- 9/18/06

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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**Docket Number (Optional)
53358/P006US/10608115

In re Application of: Robert E. Rodgers Jr.

Application No.: 10/723,707-Conf. #7840

Filed: November 26, 2003

For: VARIABLE PATH EXERCISE APPARATUS

The owner*, Robert E. Rodgers Jr., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Numbers: 10/723,734, 10/722,622, 10/723,380, 10/723,975, and 10/723,546, all filed on November 26, 2003, and 10/862,291 filed on June 7, 2004, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference applications may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference applications. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the reference applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

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2. ☒ The undersigned is an attorney or agent of record. Reg. No. 28,942



SignatureSeptember 13, 2006

DateMarc L. Delflache

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- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.